

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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OKLAHOMA FIREFIGHTERS PENSION : Civil Action No. 1:17-cv-05543-WHP
AND RETIREMENT SYSTEM, Individually :
and on Behalf of All Others Similarly Situated, : CLASS ACTION
Plaintiff, : LEAD PLAINTIFF'S NOTICE OF MOTION
vs. : AND MOTION FOR FINAL APPROVAL OF
LEXMARK INTERNATIONAL, INC., : CLASS ACTION SETTLEMENT AND
PAUL A. ROOKE, DAVID REEDER and : APPROVAL OF PLAN OF ALLOCATION
GARY STROMQUIST, :
Defendants. :
x

TO: ALL PARTIES AND THEIR ATTORNEYS OF RECORD

PLEASE TAKE NOTICE that Lead Plaintiff District No. 9, I.A. of M & A.W. Pension Trust, on behalf of the Class, through counsel, will move this Court on December 16, 2020, at 10:00 a.m., before the Honorable William H. Pauley III, for entry of orders and judgments, pursuant to Rule 23 of the Federal Rules of Civil Procedure: (1) granting final approval of the proposed Settlement; and (2) approving the proposed Plan of Allocation. This motion is based on: (i) the Memorandum of Law in Support of Lead Plaintiff's Motion for Final Approval of Class Action Settlement and Approval of Plan of Allocation; (ii) the Declaration of Robert J. Robbins in Support of Motions for: (1) Final Approval of Class Action Settlement and Approval of Plan of Allocation, and (2) an Award of Attorneys' Fees and Expenses and an Award to Lead Plaintiff Pursuant to 15 U.S.C. §78u-4(a)(4);

(iii) the Declaration of Dave Weaver Filed on Behalf of Lead Plaintiff; (iv) the Declaration of Eric A. Nordskog; (v) the Stipulation and Agreement of Settlement; and (vi) all other proceedings herein.

Proposed orders will be submitted with Lead Plaintiff's reply submission on or before December 9, 2020.

DATED: October 28, 2020

Respectfully submitted,

ROBBINS GELLER RUDMAN
& DOWD LLP
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DAVID A. ROSENFELD

s/ David A. Rosenfeld
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Additional Counsel

CERTIFICATE OF SERVICE

I David A. Rosenfeld, hereby certify that on October 28, 2020, I authorized a true and correct copy of the foregoing document to be electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of such public filing to all counsel registered to receive such notice.

s/ David A. Rosenfeld

DAVID A. ROSENFELD